## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF NORTH CAROLINA CHARLOTTE DIVISION CIVIL ACTION NO. 3:13-CV-331-RJC-DCK

KIMULA Q. CLARK,	)	
Plaintiff,	)	
v.	)	<u>ORDER</u>
UNITED STATES OF AMERICA and NORTH CAROLINA ARMY NATIONAL GUARD,	)	
Defendants.	)	

THIS MATTER IS BEFORE THE COURT on Defendant United States of America's "Motion For A Stay Of Case In Light Of Lapse Of Appropriations" (Document No. 11) filed October 1, 2013. This motion has been referred to the undersigned Magistrate Judge pursuant to 28 U.S.C. § 636(b), and immediate review is appropriate. Having carefully considered the motion and the record, and noting Plaintiff's counsel does not object to the motion, the undersigned will grant the motion.

**IT IS, THEREFORE, ORDERED** that Defendant United States of America's "Motion For A Stay Of Case In Light Of Lapse Of Appropriations" (Document No. 11) is **GRANTED**.

IT IS FURTHER ORDERED that the action is hereby STAYED until Department of Justice attorneys are permitted to resume their usual civil litigation duties.

**IT IS FURTHER ORDERED** that the parties shall file a Certificate of Initial Attorneys Conference within ten (10) days of the Department of Justice attorneys resuming their usual civil litigation duties.

## SO ORDERED.

Signed: October 1, 2013

David C. Keesler
United States Magistrate Judge